

GIBSON, DUNN & CRUTCHER LLP
Orin Snyder (*pro hac vice*)
osnyder@gibsondunn.com
200 Park Avenue
New York, NY 10166-0193
Telephone: 212.351.4000
Facsimile: 212.351.4035

Kristin A. Linsley (SBN 154148)
klinsley@gibsondunn.com
Martie Kutscher (SBN 302650)
mkutscherclark@gibsondunn.com
555 Mission Street, Suite 3000
San Francisco, CA 94105-0921
Telephone: 415.393.8200
Facsimile: 415.393.8306

Attorneys for Defendant Facebook, Inc.,

GIBSON, DUNN & CRUTCHER LLP
Deborah Stein (SBN 224570)
dstein@gibsondunn.com
333 South Grand Avenue
Los Angeles, CA 90071-3197
Telephone: 213.229.7000
Facsimile: 213.229.7520

Joshua S. Lipshutz (SBN 242557)
jlipshutz@gibsondunn.com
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5306
Telephone: 202.955.8500
Facsimile: 202.467.0539

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: FACEBOOK, INC. CONSUMER PRI-
VACY USER PROFILE LITIGATION,

This document relates to:

ALL ACTIONS

CASE NO. 3:18-MD-02843-VC

**DECLARATION OF RUSSELL H.
FALCONER IN SUPPORT OF
FACEBOOK, INC.'S STATEMENT IN
SUPPORT OF PLAINTIFFS'
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIALS SHOULD BE
SEALED**

DECLARATION OF RUSSELL H. FALCONER IN SUPPORT OF FACEBOOK, INC.'S STATEMENT IN SUPPORT
OF PLAINTIFFS' ADMINISTRATIVE MOTION TO CONSIDER WHETHER ANOTHER PARTY'S MATERIALS
SHOULD BE SEALED

CASE No 3:18-MD-02843-VC

1 I, Russell H. Falconer, hereby declare as follows:

2 1. I am a partner at the law firm of Gibson, Dunn & Crutcher LLP, counsel of record for
3 Facebook, Inc. ("Facebook") in the above-captioned matter. I am a member in good standing of the
4 State Bar of Texas. I submit this declaration in support of Facebook's Statement in Support of Plain-
5 tiffs' Administrative Motion to Consider Whether Another Party's Materials Should Be Sealed. I make
6 this declaration on my own knowledge, and I would testify to the matters stated herein under oath if
7 called upon to do so.

9 2. Attached as **Exhibit 1** is a true and correct **unredacted** copy of Special Master's Order
10 Regarding Facebook's Objections to 30(b)(6) Written Questions, dated August 8, 2022.

11 3. Attached as **Exhibit 2** is a true and correct **redacted** copy of Special Master's Order
12 Regarding Facebook's Objections to 30(b)(6) Written Questions, dated August 8, 2022.

13 4. Facebook proposes redacting confidential information regarding its data systems and
14 Facebook's proprietary data storage and processing practices.¹ I understand that how Facebook stores,
15 manages, tracks, preserves, deletes, and processes data for billions of users across its data systems are
16 key components of its business that set it apart and ahead of its competitors. I understand that, if this
17 information were publicly disclosed, Facebook's competitors could take advantage of it to improve
18 their own methods for managing high volumes of user data or for tracking and storing user data across
19 data systems, to Facebook's competitive disadvantage. I also understand that hackers and other bad
20 actors also could use this information to better understand Facebook's data systems and target specific
21 repositories of data, potentially harming both Facebook and its users.

22 5. Facebook proposes to seal confidential information regarding Facebook's privacy and
23 platform policy enforcement practices, including Facebook's decision-making process for evaluating
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27 ¹ Ex. 1 at 5.
28

1 apps and developers that may be violating its policies.² I understand that public disclosure of details
2 regarding Facebook's policy-enforcement efforts would reveal confidential information regarding Fa-
3 cebook's internal operations that could be used by bad actors to attempt to circumvent and evade Fa-
4 cebook's enforcement strategies, potentially harming Facebook and its users.

5
6 I declare under penalty of perjury under the laws of the United States of America that the fore-
7 going is true and correct.
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10 Executed on September 6, 2022, in Dallas, Texas.
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12
13 /s/ Russell H. Falconer

14 Russell H. Falconer
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27 _____
28 ² Ex. 1 at 6.